IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 13TH JULY 2007 / 22ND ASHADHA 1929

WP(C).No. 21611 of 2007(W)

PETITIONER:

BABY THOMAS,
DIRECTOR, MYLAADY WAREHOUSING PVT. LTD.,
POTTAKUZHY CROSS ROAD, ERNAKULAM, RESIDING IN
MYLAADY HOUSE, VENNALA P.O., KOCHI.

BY ADV. SRI.GEORGE VARGHESE(PERUMPALLIKUTTIYIL)
SRI.A.R.DILEEP
SMT.KAVITHA GANGADHARAN

RESPONDENTS:

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1. CORPORATION OF COCHIN,
COCHIN.

2. THE SECRETARY,
CORPORATION OF COCHIN, COCHIN.

BY ADV. SRI.C.M.SURESH BABU,SC,COCHIN CORPORATI

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No. 21611 of 2007

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Dated this the 13th day of July, 2007

JUDGMENT

Petitioner challenges Exts.P11 and P12. Ext.P11 is a notice issued under Section 406(1) of the Municipalities Act and Ext.P12 is a notice issued by the first respondent. Petitioner has filed Ext.P13 objection to both Exts.P11 and P12.

2. I heard counsel for the petitioner and also Standing Counsel appearing on behalf of the respondents. Learned counsel for the petitioner refers to Ext.P9 photographs to show the stage of construction. He also refers to Ext.P6 counter affidavit filed by the second respondent to point out that the construction work is being done legally.

The writ petition is disposed of as follows:

There will be a direction to the second respondent to consider and take a decision in the matter after considering the objections filed by the petitioner, Ext.P13, and after affording an opportunity of hearing to the petitioner. In order to facilitate an early disposal of the matter, the

petitioner will be present before the second respondent at 11.a.m on 20.7.2007. Thereupon the second respondent after hearing the petitioner and considering his objections take a decision in the matter in accordance with law within a period of one week from the date of hearing.

(K.M. JOSEPH, JUDGE)

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